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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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10/601,211

06/20/2003

Steven Bruce Michlin

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04/05/2005

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EXAMINER

LEE, SUSAN SHUK YIN

ART UNIT

PAPER NUMBER

2852

DATE MAILED: 04/05/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

The timely submission under 37 CFR 1.129(a) filed on 1/24/05 is not fully responsive to the prior Office action because of the following:

1. The claims have additional new errors that would be objected to and have previous errors that still have not been obviated in the applicant's amendment. Such errors are:

As to claim 6, line 1, "said at least one kiss-cut" lacks antecedent basis.

As to claim 7, line 2, "said layer of tear-able material" lacks antecedent basis.

As to claim 10, line 10, "a second release liner layer" is unclear. There cannot be a second release liner layer when there is no previous recitation of a first release liner layer. This has been discussed a number of times such as in the office action mailed 3/29/04 and in office action mailed 12/22/04.

As to claim 12, line 5, "said at least one non-masking region" should be - - said at least one non-masking portion - -.

As to claim 18, line 2, "said tape material" lacks antecedent basis.

As to claim 25, line 11, "a second release liner layer" is unclear. There cannot be a second release liner layer when there is no previous recitation of a first release liner layer. This has been discussed a number of times such as in the office action mailed 3/29/04 and in office action mailed 12/22/04.

As to claim 27, lines 8-9, "said at least one non-masking region" should be - - said at least one non-masking portion - -.

As to claim 31, line 13, "the full cut material" lacks antecedent basis.

As to claim 33, line 9, "the toner cartridge" lacks antecedent basis.

As to claim 35, line 10, "a an attach surface" is incorrect.

As to claim 35, line 36, "the reservoir" lacks antecedent basis.

2. New corrected drawings in compliance with 37 CFR 1.121(d) are required in this application because the previous drawings filed on 9/24/04 are not approved because of the following discussed objections to the drawings. Applicant is advised to employ the services of a competent patent draftsman outside the Office, as the U.S. Patent and Trademark Office no longer prepares new drawings. The corrected drawings are required in reply to the Office action to avoid abandonment of the application. The requirement for corrected drawings will not be held in abeyance.

3. "Prior Art" was removed from originally filed figs. 3C, 3D, 3E, 36, 37, 34, and 35. This is not acceptable for these reasons. Applicant points out that these figures are in the parent application 08/370,968 and were not prior art. Applicant has not proven that the elements described in 08/370,968 are the same. In fact, the figures have elements that are not disclosed in 08/370,968, but disclosed in parent applications 08/979,735 and 08/896,491. These figures in parent applications to 08/979,735 and 08/896,491 were labeled as "Prior Art". Such elements not discussed in 08/270,968 are numbered "156" in Fig. 34; "133" and "134" in Fig. 35; and "89A" and "90A" in Fig. 37 of the present application. In addition, Figure 13 of parent application 08/370,968, 6,552,780, in which applicant referred to as being the same as the instant invention's Figure 3D,

discusses in column 12, line 55 that Fig. 13 shows a conventional device which is prior art.

4. Applicant has not comply to the description of drawings for Fig. 36 and 37 so that they are to be described as - - Prior Art - - or - - conventional art - - since both Figures 36 and 37 are labeled as "PRIOR ART".

5. The drawings filed 9/29/04 are objected to as failing to comply with 37 CFR 1.84(p)(5) because they include the following reference character(s) not mentioned in the description: 503, 90A, 92, 92A, 92B, 96, 268, 269, and 320. Corrected drawing sheets in compliance with 37 CFR 1.121(d), or amendment to the specification to add the reference character(s) in the description in compliance with 37 CFR 1.121(b) are required in reply to the Office action to avoid abandonment of the application. Any amended replacement drawing sheet should include all of the figures appearing on the immediate prior version of the sheet, even if only one figure is being amended. Each drawing sheet submitted after the filing date of an application must be labeled in the top margin as either "Replacement Sheet" or "New Sheet" pursuant to 37 CFR 1.121(d). If the changes are not accepted by the examiner, the applicant will be notified and informed of any required corrective action in the next Office action. The objection to the drawings will not be held in abeyance.

6. The disclosure is objected to because of the following informalities:

As to page 21, line 5 "toner hopper 97", line 6, "toner hopper 99"; and line 9, "the opening 99" are inconsistent.

As to page 48, line 11, "tear regions ... 151 and 153"; lines 13-14, "masked areas 151 and 153"; line 15, "liner 151, 153"; and line 24, "adhesive liner 151 ..., 153" are inconsistent.

As to page 48, line 13, "tear regions ... 152 and 154"; line 15, "liner ... 152 and 154"; and line 24, "adhesive liner ... 152, ... and 154" are inconsistent.

In the amendment filed 1/24/05, page 8 of the amendment, starting with "Figure 38J", there should be a period at the end of the sentence.

Appropriate correction is required.

7. Applicant has again not responded to the paragraph in the first office action mailed 3/29/04 that mention the use of trademarks in the application **should be accompanied by generic terminology**. See MPEP 608.01 (v).

Since the submission appears to be a *bona fide* attempt to provide a complete reply to the prior Office action, applicant is given a shortened statutory period of ONE MONTH or THIRTY DAYS from the mailing date of this letter, whichever is longer, to submit a complete reply. This shortened statutory period supersedes the time period set in the prior Office action. This time period may be extended pursuant to 37 CFR 1.136(a). If a notice of appeal and the fee set forth in 37 CFR 1.17(e) were filed prior to or with the payment of the fee set forth in 37 CFR 1.17(r), the payment of the fee set forth in 37 CFR 1.17(r) by applicant is construed as a request to dismiss the appeal and to continue prosecution under 37 CFR 1.129(a). The appeal stands dismissed.

8. Applicant is reminded that drawings filed on 9/29/04, the amendments to the claims and specification filed both on 9/29/04 and 1/24/05 have not been entered because they are non responsive to office actions mailed on 3/29/04 and 12/22/04.

9. An examination of this application reveals that applicant is unfamiliar with patent prosecution procedure. While an inventor may prosecute the application, lack of skill in this field usually acts as a liability in affording the maximum protection for the invention disclosed. Applicant is advised to secure the services of a registered patent attorney or agent to prosecute the application, since the value of a patent is largely dependent upon skilled preparation and prosecution. The Office cannot aid in selecting an attorney or agent.

Applicant is advised of the availability of the publication "Attorneys and Agents Registered to Practice Before the U.S. Patent and Trademark Office." This publication is for sale by the Superintendent of Documents, U.S. Government Printing Office, Washington, D.C. 20402.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Susan S. Lee whose telephone number is 571-272-


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2137. The examiner can normally be reached on Mon. - Fri., 10:30-8:00, Second Monday Off.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Art Grimley can be reached on 571-272-2136 or 571-272-2800 (Ext. 52).

The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

  
Susan S. Lee  
Primary Examiner  
Art Unit 2852

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